IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL REVISION APPLICATION NO.122 OF 2005

Kasat Harivilas Ramnath & anr. Applicant
vs.
Special Land Acquisition Officer
No.15, Pune Respondent

Mr.Sanjay Kshirsagar for the applicant.

Mrs.G.P.Mulekar, A.G.P. for the respondent.

CORAM : B.H. MARLAPALLE,J.

DATED : 29th August 2005

P.C.

Heard Mr.Kshirsagar, the learned counsel for the petitioners. The petitioner no.1 had submitted an application under section 18 of the Land Acquisition Act, 1894 to the Collectorate at Pune on 1.3.2002 and the said application has been rejected by the impugned order dated 7th May 2002 on the ground that it was submitted belatedly.

2. The impugned order itself shows that the award passed under Section 11 of the Act was declared on 24th September 1992 and thus the application submitted under Section 18 of the Act was almost after 9 years. A Full Bench of this Court in the case of Suresh Marutrao Jadhav v. State of Maharashtra & ors., 2002(5)BLR 347 has already held that the Collector while entertaining an application under Section 18 of the Act, is not a

Court and, therefore, section 5 of the Limitation Act does not apply to such an application.

3. Challenge to the impugned order is, thus, devoid of merits and, therefore, the revision is rejected summarily.

(B.H. MARLAPALLE,J.)